

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress¹**

[Date approved: November 4, 2005]²

Bill No. and sponsor: H.R. 2406 (Mr. Raúl M. Grijalva of Arizona)

Proponent name, location: Gowan Company, Yuma, AZ.

Other bills on product (109th Congress only): None

Nature of bill: Temporary duty suspension through 12/31/2009.

Retroactive effect: None

Suggested article description(s) for enactment (including appropriate HTS subheading(s)):

trans-5-(4-Chlorophenyl)-N-cyclohexyl-4-methyl-2-oxothiazolidine-3-carboxamide (Hexythiazox Technical) (CAS No. 78587-05-0)(provided for in subheading 2934.10.90)

Check one: ☒ Same as that in bill as introduced.
 ☐ Different from that in bill as introduced (see Technical comments section).

Product information, including uses/applications and source(s) of imports:

The subject product is a synthetic organic chemical used to make pesticides to kill mites on crops, trees, and ornamental plants. It is imported from Japan.

Estimated effect on customs revenue:

| HTS subheading: <u>2934.10.90</u> | | | | | |
|---|-------------|-------------|-------------|-------------|-------------|
| | 2005 | 2006 | 2007 | 2008 | 2009 |
| Col. 1-General rate of duty | 6.5% | 6.5% | 6.5% | 6.5% | 6.5% |
| Estimated value <i>dutiable</i> imports | \$2,846,153 | \$3,153,846 | \$3,230,769 | \$3,384,615 | \$3,384,615 |
| Customs revenue loss | \$185,000 | \$205,000 | \$210,000 | \$220,000 | \$220,000 |

Source of estimated dutiable import data: Industry estimates.

¹ Industry analyst preparing report: Larry Johnson (202-205-3351); Tariff Affairs contact: David Michels (202-205-3440).

² Access to an electronic copy of this memorandum is available at http://usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm.

Contacts with domestic firms/organizations (including the proponent):

| Name of firm/organization | Date contacted | US production of same or competitive product claimed? | Submission attached? | Opposition noted? |
|--|----------------|---|----------------------|-------------------|
| | | (Yes/No) | | |
| Gowen Company (Proponent) David Burkhardt, 928-819-1567 George L. Rolofson, 336-580-1116 | 9/12/2005 | No | No | No |
| Bayer CropScience Mike Gill, 202-508-8843 Williams Hensley, Fax: 202-628-6622 | 9/12/2005 | No | No | No |
| Valent USA Robin Demouth, Fax: 925-256-2776 | 9/12/2005 | No | No | No |
| Syngenta Mike Blythe, Fax: 336-632-6084 | 9/12/2005 | No | No | No |
| Monsanto Corporation Michael Parrish, Fax: 202-789-1867 | 9/12/2005 | No | No | No |
| FMC Corporation Jerry Prout, Fax: 202-956-5235 | 9/12/2005 | No | No | No |
| DuPont Helen McMahon, Fax: 302-774-1398 | 9/12/2005 | No | No | No |
| Dow Agro Science Margaret Rogers, Fax: 202-429-3467 | 9/12/2005 | No | No | No |
| Crop Life America Lawrence Norton, Fax: 202-463-0474 | 9/12/2005 | No | No | No |
| BASF Corporation Greg Thies, Fax: 202-558-5101 | 9/12/2005 | No | No | No |
| AtoFina Cerex Charles Kitchin, Fax: 703-527-2092 | 9/12/2005 | No | No | No |

Technical comments:³ None.

³ The Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only the U.S. Customs Service is authorized to issue a binding ruling on this matter. The Commission believes that the U.S. Customs Service should be consulted prior to enactment of the bill.

109TH CONGRESS
1ST SESSION

H. R. 2406

To suspend temporarily the duty on Hexythiazox Technical.

IN THE HOUSE OF REPRESENTATIVES

MAY 17, 2005

Mr. GRIJALVA introduced the following bill; which was referred to the
Committee on Ways and Means

A BILL

To suspend temporarily the duty on Hexythiazox Technical.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. HEXYTHIAZOX TECHNICAL.**

4 (a) IN GENERAL.—Subchapter II of chapter 99 of
5 the Harmonized Tariff Schedule of the United States is
6 amended by inserting in numerical sequence the following
7 new heading:

| | | | | | | | |
|---|------------|--|------|-----------|-----------|-------------------------|----|
| “ | 9902.08.24 | trans-5-(4-Chlorophenyl)-N-cyclohexyl-4-methyl-2-oxothiazolidine-3-carboxamide (Hexythiazox Technical) (CAS No. 78587–05–0) (provided for in subheading 2934.10.90) .. | Free | No change | No change | On or before 12/31/2009 | ”. |
|---|------------|--|------|-----------|-----------|-------------------------|----|

1 (b) EFFECTIVE DATE.—The amendment made by
2 subsection (a) applies to goods entered, or withdrawn from
3 warehouse for consumption, on or after the 15th day after
4 the date of the enactment of this Act.

